

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

PETER BUSCHMANN,

Plaintiff,

v.

MALIBU TIMES COLLECTIVE, LLC
et al.,

Defendants.

Case No. 2:24-cv-09029-SB-KS

ORDER TO SHOW CAUSE RE
LACK OF PROSECUTION

Generally, a plaintiff must serve process on defendants within 90 days of the filing of the complaint. *See* Fed. R. Civ. P. 4(m). The complaint in this matter was filed on October 19, 2024. Dkt. No. 1. More than 90 days have passed since the complaint in this case was filed, and Plaintiff has not filed a proof of service. Plaintiff is ordered to show cause, in writing, no later than January 31, 2025, why this action should not be dismissed for lack of prosecution. No oral argument on this matter will be heard unless otherwise ordered by the Court. *See* Fed. R. Civ. P. 78; Local Rule 7-15.

The Court will consider as an appropriate response to this order to show cause (OSC) the filing of proof of service showing that Defendants were served within the 90-day period or a showing of good cause supporting a request to extend the service period. The filing of a proof of service shall result in the automatic discharge of this OSC without further order. Failure to timely respond to the OSC will be construed as consent to dismissal without prejudice of Plaintiff's claims.

Date: January 22, 2025



Stanley Blumenfeld, Jr.
United States District Judge